

**ONTARIO**  
**SUPERIOR COURT OF JUSTICE**

THE HONOURABLE	)	Monday, THE ...31st..
	)	
JUSTICE LUCILLE SHAW	)	DAY OF ...July....., 2023
	)	

B E T W E E N :

THOMAS JOHNSON, HAMZAH KHALAF and IGOR NESMYANOVICH  
Plaintiffs

- and -

BAYERISCHE MOTOREN WERKE AG, BMW OF NORTH AMERICA, LLC, BMW  
CANADA INC., ROBERT BOSCH INC., ROBERT BOSCH GMBH, ROBERT  
BOSCH LLC and 1971041 ONTARIO LTD.

Defendants

Proceeding under the *Class Proceedings Act*, 1992, S.O. 1992, c. 6

**ORDER**  
**(CONSENT DISMISSAL)**

THIS MOTION made by the Plaintiffs on consent, for an Order dismissing the within action on a without costs and with prejudice basis, was heard this day at the Courthouse located at 7755 Hurontario St, Brampton, ON L6W 4T1.

**ON READING** the materials, including the consent of the Parties, filed:

1. **THIS COURT ORDERS** that the within action be and is hereby dismissed on a without costs and with prejudice basis;
2. **THIS COURT ORDERS** that the Notice of Dismissal and Notice Plan in the forms attached as Exhibits “A” and “B” to the Affidavit of Katherine Shapiro, affirmed July 6, 2023, are approved pursuant to sections 19 and 29 of the *Class Proceedings Act*, 1992;



3. **THIS COURT ORDERS** that the Notice of Dismissal shall be disseminated per the Notice Plan; and

4. **THIS COURT ORDERS** that there will be no costs of this motion, no further costs of this proceeding, and Plaintiffs' counsel will bear the costs of implementing the Notice Plan.



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The Honourable Justice Shaw

JOHNSON et al  
Plaintiffs

and

BAYERISCHE MOTOREN WERKE AG et al  
Defendants

Court File No: CV-18-1311-00

***ONTARIO***  
**SUPERIOR COURT OF JUSTICE**

Proceeding commenced at Toronto

Proceeding under the *Class Proceedings Act, 1992*

**CONSENT DISMISSAL ORDER**

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